

# REPORT OF THE COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS

## Voting Members

Ron Menor, Chair; Carol Fukunaga, Vice-Chair,  
Ikaika Anderson, Brandon J.C. Elefante, Ann H. Kobayashi, Joey Manahan,  
Ernest Y. Martin, Trevor Ozawa, Kymberly Marcos Pine

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Committee Meeting Held  
August 23, 2016

Honorable Ernest Y. Martin  
Chair, City Council  
City and County of Honolulu

Mr. Chair:

Your Committee on Executive Matters and Legal Affairs, which considered in executive session Resolution 16-221 entitled:

"RESOLUTION TO RETAIN THE SERVICES OF CHONG, NISHIMOTO, SIA, NAKAMURA & GOYA AS SPECIAL COUNSEL TO REPRESENT DEFENDANTS HONOLULU ETHICS COMMISSION AND THE CITY AND COUNTY OF HONOLULU IN A LEGAL ACTION ENTITLED KEALOHA, ET AL. V. TOTTO, ET AL., CV16-1-1166-6 GWBC,"

reports as follows:

The purpose of this Resolution is to authorize the appointment of the law firm Chong, Nishimoto, Sia, Nakamura & Goya as Special Counsel to represent defendants Honolulu Ethics Commission and the City and County of Honolulu in the above referenced lawsuit.

Your Committee received comments from one individual.

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**CITY COUNCIL**  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

ADOPTED ON

**SEP 07 2016**

COMMITTEE REPORT NO.

**253**



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Your Committee, having been informed by the Department of the Corporation Counsel of the facts of the case and applicable law, finds that the law firm of Chong, Nishimoto, Sia, Nakamura & Goya should be appointed as Special Counsel to represent Honolulu Ethics Commission and the City and County of Honolulu in the above-referenced lawsuit.

The total sum to be expended by the Special Counsel shall not exceed \$100,000; provided that this sum may be increased by the Council if it is satisfied with the justification for such increase.

Your Committee on Executive Matters and Legal Affairs is in accord with the intent and purpose of Resolution 16-221 and recommends its adoption. (Ayes: Menor, Elefante, Fukunaga, Kobayashi, Martin, Ozawa – 6; Noes: None; Excused: Anderson, Manahan, Pine – 3.)

Respectfully submitted,

  
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Committee Chair

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**CITY COUNCIL**  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

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CLERK'S OFFICE